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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JAMES A. DUCHOW,

10 Petitioner,

11 Case No. C19-0687-RSL

12 v.

13 STATE OF WASHINGTON,

14 Respondent.

15 ORDER DISMISSING FEDERAL
16 HABEAS ACTION

17 The Court, having reviewed petitioner's petition for writ of habeas corpus, the Report and
18 Recommendation of Mary Alice Theiler, United States Magistrate Judge, any objections thereto,
19 and the remaining record, hereby finds and ORDERS:

20 (1) The Report and Recommendation is approved and adopted;

21 (2) Petitioner's petition for writ of habeas corpus (Dkt. 6), and this action, are
22 DISMISSED without prejudice for failure to exhaust state court remedies;

23 (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the
United States District Courts, a certificate of appealability is DENIED; and

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130 ORDER DISMISSING FEDERAL
140 HABEAS ACTION - 1

1 (4) The Clerk is directed to send copies of this Order to petitioner and to the Honorable
2 Mary Alice Theiler.

3 DATED this 14th day of June, 2019.

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6 Robert S. Lasnik
7 United States District Judge